

**COURTROOM DEPUTY MINUTES**

**DATE: October 14, 2005**

**MIDDLE DISTRICT OF ALABAMA**

**DIGITAL RECORDING: 9:00 a.m. to 9:17 a.m.**

- ☐ INITIAL APPEARANCE
- ☐ BOND HEARING
- ☐ DETENTION HEARING
- ☐ REMOVAL HEARING (R.40)
- ☐ ARRAIGNMENT
- ☐ PRELIMINARY EXAMINATION
- ☒ PRELIMINARY REVOCATION HRG

**PRESIDING MAG. JUDGE CHARLS S. COODY**

**DEPUTY CLERK: WANDA STINSON**

**CASE NO. 2:05CR154-A**

**DEFT. NAME: EDWARD JEROME PATTEN**

**AUSA: TOMMIE HARDWICK**

**ATTY: DONNIE BETHEL**

Type Counsel: ( ) Retained; ( ) Panel CJA; ( ) Waived; (☒) CDO  
( ) Stand In ONLY

**USPO: KEVIN POOLE**

**Defendant \_\_\_\_\_ does ☒ does NOT need an interpreter**

**Interpreter present ☒ NO \_\_\_\_\_ YES NAME: \_\_\_\_\_**

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**( ) COURT PROCEEDINGS: - PRELIMINARY REVOCATION/DETENTION HEARING**

**SEE MINUTES ATTACHED**

LOG OF PROCEEDINGS ELECTRONICALLY RECORDED			
Description		Prelim Revoc. - 3:05cr154-A Pretrial Release Violation	
Date	10/14/2005	Location	Courtroom 4B
Time	Speaker	Note	
9 :00:37 AM	Court	Court convenes; parties present as noted; Discussion of charges in petition to revoke depts' pretrial release; Question as whether debt admit or deny charges;	
9 :01:51 AM	Atty. Bethel	Request a moment to speak with debt ;	
9 :01:57 AM	Deft Patten	Admit to the charges;	
9 :02:08 AM	Court	Discussion of any other evidence the court needs to hear;	
9 :02:14 AM	Atty. Hardwick	Not from the government;	
9 :02:16 AM	Atty. Bethel	Addresses the court as to whether the debt should be detained pending trial;	
9 :02:23 AM	Court	You are correct;	
9 :02:27 AM	Atty. Bethel	Do have a witness to call for the court to hear;	
9 :02:27 AM	Court	Alright;	
9 :02:33 AM	Atty. Bethel	Defense calls Ms. Sara Preston, Common-Law wife; witness is sworn and seated; Discussion of relation to debt and currently residency; Has a section 8 voucher for housing; Discussion as to whether debt will be allowed to live there; Discussion regarding transportation; Discussion of electronic monitoring for debt; Discussion as to the intelligence of debt and his understanding;	
9 :06:30 AM	Atty. Hardwick	Cross examination; Discussion of currently residence of witness; 3827 Riveria current address now, mothers house; Discussion of who's doing most of the calls to USPO;	
9 :08:57 AM	Atty. Bethel	Re-direct;	
9 :09:43 AM	Court	Witness is excused;	
9 :10:05 AM	Atty. Bethel	Addresses the court; Gvt. has dropped charges #2 of the petition; Debt is not a flight risk; Recommends home detention w/electronic monitoring;	
9 :12:24 AM	Atty. Hardwick	Addresses the court;	
9 :13:30 AM	Court	Discussions that case will resolve in a plea;	
9 :13:33 AM	Atty. Hardwick	Believe that it will;	
9 :13:43 AM	Court	Side Bar with counsels;	
9 :15:45 AM	Court	Discussion of depts prior felon convictions and his eligibility to reside in section 8 housing; court directs the Mr. Poole, Probation Officer, to check it out;	
9 :16:14 AM	Mr. Poole	Addresses the court; Went to verify that Ms. Preston was getting the apartment; They were not aware of the debt being apart of the residence; Discussion of depts past criminal history;	

9 :17:24 AM	Court	Want to whether they are going to let him live there and when living conditions will be confirmed; The court will reserve ruling on the petition; The court also want to know if the will allow electronic monitoring at that location; Deft will remain in custody pending that;
9 :17:57 AM	Court	Court is recessed.